

Gary Ruthford
24767 700 Conley Lake Rd
Deer Lodge, MT 59722

United States District Court of Montana, Missoula Division

Complaint

Plaintiff

Civil Action No.

V-

Mineral County
Mineral County Administrators

DEC 19 2022

Clerk, U.S. Courts
District of Montana
Missoula Division

Wayne Cashman - Under Sheriff
Mike Toth - Sheriff
Duan Simons - Commissioner
Dawn Ternil - Commissioner
Debra Jackson - Prosecutor

Jury Trial Demanded

Respondants

I Gary Ruthford, was confined at the Mineral
County Jail, located at P.O. Box 99 Superior Montana
from Date: JUNE 15 2022 To Date: AUG. 29, 2022
for a total of # 75 Days.

Defendant, Mike Toth is and was at all ~~times~~ relevant times herein the sheriff, superintendant of the mineral county jail. As sheriff of the jail the defendant manages the day to day operations and executes it's policies.

Defendant, Wayne Cashman, undersheriff, is and was at all relevant times herein undersheriff, assisting Superintendant of the mineral County jail. As undersheriff of the jail the defendant assists in managing the day to day operations and executes it policies.

Defendant Mineral County, is and was at all relevant times herein a municipal corporation of the state of Montana

Defendant Mineral County administrators is and was at all times relevant herein of ~~ad~~ adult services for the City of Superior Montana, with responsibility for operating and maintaining detention, penal and corrective institutions within the city of Superior, including the mineral county jail

Defendant Duan Simons, County Commissioner is and was at all times relevant herein of the allotment of funds and services for the City of Superior Montana, with responsibility for operating and maintaining detention, penal, and corrective institutions within the City of Superior including the mineral county jail

Defendant Dawn Terrell County Commissioner is and was at all times relevant Herein of the allotment of funds and services for the City of Superior Montana, with responsibility for operating and Maintaining detention, penal, and corrective institutions within the City of Superior Including the Mineral County jail.

Defendant Debra Jackson, County Attorney for Mineral County is and was County Attorney / Prosecutor and as a person, is and was at all relevant times Herein an Employee of the County (Mineral County).

This action arises under and is brought Pursuant to 42 U.S.C. Section 1983 to remedy the deprivation under color of state law, of rights Guaranteed by the Eighth and Fourteenth amendments to the United States constitution. This court has Jurisdiction over this action Pursuant to 28 U.S.C. Sections 331 and 1343. Plaintiff claims for injunctive relief are authorized by rule 65 of the federal rules of Civil procedure. This Cause of action Arose in the District of Montana - Missoula Division, therefore, venue is proper under 28 U.S.C., Section 1391(B)

Plaintiff has no other Lawsuits dealing with the same facts involved in this action or otherwise relating to their imprisonment.

Plaintiff has exhausted all available administrative remedies within the Mineral County Jail. Grievances, Kites and requests are maintained in this Lawsuit as problems severe and minor, going ignored and overlooked. See personal statements.

At all ~~Re~~ Relevant times Herein, Defendants were "Persons" for the Purpose of ~~42~~ 42 U.S.C., Section 1983 and acted under Color of law to deprive Plaintiff (Gary R. H. Ford) of his constitutional rights, as set forth more fully below

Personal Statement:

10th DECEMBER 2022

Gary Ruthford

MINERAL County Jail

- * NO AC, NO FREE Air intake, temps IN cells 90° to 98°
- * PREA. showers being viewed by day room video monitor of Krosk looks right in shower dry off Area AND changing AREA.
- * BLACK Mold ON shower wall AND drain Backed.
- * WAS denied for receiving NEW dentures, were paid for already.
- * MEDICAL Kites + greivances BEING ANSWERED by SCOT NOT A MEDICAL PROFESSIONAL
- * GREIVANCE process does NOT EXIST, the procedure is wrong AND NOT legal
- * NO DHO Hearing OR weight up process.
- * SIGN ALL our money orders, checks, ANY AND ALL MONEY COMING IN they SIGN
- * NO cell checks OR walk around on hour OR half hour
- * NO STAFF order AS IN, SARGENT to talk to under Sheriff is only step AND he never answers greivances
- * NO MENTAL Health
- * NO AA OR NA self help books AT ALL.
- * NO Religious Services OR church OF ANY kind WE ALL ASKED MULTIPLE TIMES
- * MEDICAL NEEDS OR MEDS ONLY done ON there time AT there importance
- * out dated PREA info in cell (pod) windows the 1-800 # do not work AND hand book out dated while I was there all policies procedure staff AND rules over 8 year old

5066

* WAS INCARCERATED IN MINERAL
Country Jail JUNE 15 2022 TO AUGUST
29th 2022

Yours truly
Gary Ruthford
Mary Ruthford